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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 00-1133)

IN THE APPLICATION OF:

Fijolek et al)
Serial No. 09/722,980)
Filed: November 27, 2000)
Title System And Method For Automatic Load)
Balancing In A Data-Over-Cable Network)
Examiner: Unknown
Group Art Unit: 2152
Confirmation No.: 5903

TRANSMITTAL LETTER

BOX Missing Parts
Commissioner for Patents
Washington, D.C. 20231

Sir:

In regard to the above identified application:

1. We are transmitting herewith the attached:
 - a. Response to Notice to File Missing Parts;
 - b. Executed Declaration and Power of Attorney;
 - c. Copy of Notice to File Missing Parts;
 - d. Request for Corrected Filing Receipt;
 - e. Filing Receipt; and
 - f. Postcard.
2. With respect to additional fees:
 - a. Attached is a check in the amount of \$130.00 for the Response to Notice to File Missing Parts.
 - b. Charge the total additional fee to our Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.
3. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.
4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Box Missing Parts, Washington, D.C. 20231 on this 25th day of May, 2001.

By Monika Dudek
Monika Dudek
Reg. No. 47,538



CERTIFICATE OF MAILING
37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231, on the date below:

Date _____

Signature

ow:


PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 00-1133)

In re Application of:)
Fijolek et al) Group Art Unit: 2152
)
Serial No.: 09/722,980) Examiner: Unknown
)
Filed: November 27, 2000) Confirmation No.: 5903
)
For: System And Method For Automatic Load)
Balancing In A Data-Over-Cable Network)

REQUEST FOR CORRECTED FILING RECEIPT

Commissioner for Patents
Washington, D.C. 20231

Sir:

A corrected filing receipt is hereby requested to correct the zip code 60006 to read as "60606". A copy of the filing receipt is enclosed with the correction marked in red ink.

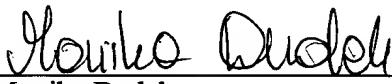
Because the error is not due to any error by Applicants, no fee is believed to be due in connection with the filing of this document. However, should any fee under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to this document, the Assistant

Commissioner is hereby authorized to deduct or credit said fees from or to McDonnell
Boehnen Hulbert & Berghoff, Account No. 13-2490.

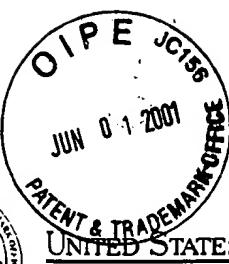
Please date, stamp and return the enclosed postcard evidencing receipt of these
documents.

Respectfully submitted,

Date: May 25, 2001



Monika Dudek
Reg. No. 47,538



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/722,980	11/27/2000	2152	944	00-1133	.23	33	2

CONFIRMATION NO. 5903

020306

MCDONNELL BOEHNEN HULBERT & BERGHOFF
300 SOUTH WACKER DRIVE
SUITE 3200
CHICAGO, IL 60606-6060

FILING RECEIPT



OC00000005907336

Date Mailed: 03/27/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the PTO processes the reply to the Notice, the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

John G. Fijolek, Naperville, IL;
Irene Gilbert, Palatine, IL;
Ali Akgun, Evanston, IL;
Vikram Swamy, Chicago, IL;
Shahidur Khan, Schaumburg, IL;

DOCKETED

APR 02 2001

DUE DATE: Foreign Filing 04 - 11/27/01
BY: K. B. [Signature]

Continuing Data as Claimed by Applicant

Foreign Applications

If Required, Foreign Filing License Granted 03/26/2001

Projected Publication Date:

Non-Publication Request: No

Early Publication Request: No

Title

System and method for automatic load balancing in a data-over-cable network



CERTIFICATE OF MAILING
37 C.F.R 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231, on the date below:

05/25/01

Date

Signature

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 00-1133)

IN THE APPLICATION OF:)		
)		
Fijolek et al)		
)		
Serial No.	09/722,980)	Examiner: Unknown
)		
Filed:	November 27, 2000)	Group Art Unit: 2152
)		
Title	System And Method For Automatic Load Balancing In A Data-Over- Cable Network)	Confirmation No. 5903
)		

RESPONSE TO 37 C.F.R. § 1.53(f) NOTICE

BOX MISSING PART
Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Application Under 37 C.F.R. § 1.53(f), dated March 27, 2001, there are enclosed herewith:

- (a) Declaration & Power of Attorney executed on behalf of John G. Fijolek, Irene Gilbert, Ali Akgun, Vikram Swamy, and Shahidur Khan;
- (b) Our check in the amount of \$130.00 to cover the surcharge fee; and
- (c) A copy of Notice to File Missing Parts of Application-Filing Date Granted.

If the check is inadvertently omitted, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, or should an overpayment be included herein, the Assistant Commissioner is authorized to deduct or credit said fees from or to McDonnell Boehnen Hulbert & Berghoff, Account No. 13-2490.

Please date stamp and return the accompanying postcard to evidence receipt of these documents.

Respectfully submitted,

McDonnell Boehnen Hulbert & Berghoff

Date: May 25, 2001

By: Monika Dudek

Monika Dudek
Registration No. 47,538



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/722,980	11/27/2000	John G. Fijolek	00-1133

020306
MCDONNELL BOEHNEN HULBERT & BERGHOFF
300 SOUTH WACKER DRIVE
SUITE 3200
CHICAGO, IL 60006

CONFIRMATION NO. 5903
FORMALITIES LETTER



OC000000005907337

Date Mailed: 03/27/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

H. T

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

06/05/2001 MBERHE 00000045 09722980
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